

House File 640

H-1432

1 Amend House File 640 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I

4 LEGISLATIVE INTENT

5 Section 1. USE OF RENEWABLE FUELS. The general
6 assembly finds and declares all of the following:

7 1. This state and the United States have
8 demonstrated a commitment to a long term policy of
9 increasing the production, distribution, and use
10 of clean renewable fuels according to a renewable
11 fuel standard, sometimes referred to as "RFS2", by
12 encouraging the increased domestic production and
13 utilization of renewable fuels, which includes total
14 renewable biofuels such as ethanol, advanced biofuels,
15 cellulosic and agricultural waste-based biofuels, and
16 biomass-based biodiesel.

17 2. Renewable fuels have become increasingly
18 important to this state and its economy including by
19 providing jobs and strengthening rural communities, and
20 have proven to be economically viable for consumers in
21 this state and throughout the midwest.>

22 2. Page 1, line 29, by striking <for use in an
23 engine>

24 3. By striking page 1, line 31, through page 2,
25 line 6.

26 4. Page 2, before line 7 by inserting:

27 <Sec. _____. Section 323.1, Code 2013, is amended by
28 adding the following new subsections:

29 NEW SUBSECTION. 01. "*Blender pump*" means a motor
30 fuel blender pump as defined in section 214.1 that
31 dispenses motor fuel or special fuel in a manner
32 required pursuant to chapters 214 and 214A.

33 NEW SUBSECTION. 7A. "*Motor fuel pump*" means the
34 same as defined in section 214.1 that dispenses motor
35 fuel or special fuel in a manner that complies with
36 standards set forth in chapters 214 and 214A.

37 NEW SUBSECTION. 7B. "*Refiner*" means a person
38 engaged in the refining of crude oil to produce motor
39 fuel or special fuel, and includes any affiliate of
40 such person.

41 NEW SUBSECTION. 7C. "*Renewable fuel*" means the
42 same as defined in section 214A.1 that complies with
43 standards set forth in section 214A.2.

44 NEW SUBSECTION. 11. "*Storage tank*" means a
45 motor fuel storage tank as defined in section 214.1,
46 including an underground storage tank subject to
47 regulation under chapter 455G.

48 NEW SUBSECTION. 12. "*Supplier*" means the same as
49 defined in section 452A.2.

50 Sec. _____. NEW SECTION. 323.4A Use of renewable

1 fuel.

2 1. A supply agreement or other document executed by
3 a distributor or dealer and a refiner or supplier on or
4 after the effective date of this Act shall not contain
5 a provision restricting the distributor or dealer from
6 doing any of the following:

7 a. Installing, converting, or operating a storage
8 tank, a motor fuel pump, or a blender pump located on
9 the distributor's or dealer's retail premises for use
10 in storing or dispensing renewable fuel. However,
11 this paragraph does not apply to a dealer whose retail
12 premises are leased from the distributor or franchiser.

13 b. Using a motor fuel pump to dispense ethanol
14 blended gasoline, including gasoline with a specified
15 blend or a range of blends under chapter 214A, if
16 the motor fuel pump meets all applicable federal and
17 state requirements and is approved as required by the
18 state fire marshal for dispensing the specified blend
19 or range of blends, including as provided in section
20 455G.31.

21 c. Purchasing, selling, or dispensing motor fuel
22 or special fuel that is a renewable fuel from a source
23 other than the refiner or supplier if the refiner or
24 supplier does not provide motor fuel or special fuel
25 that is a renewable fuel for sale by the distributor
26 or dealer.

27 2. This section does not apply to any activity
28 that constitutes mislabeling, misbranding, willful
29 adulteration, or other trademark violation by the
30 dealer.>

31 5. Page 3, line 5, after <fuel> by inserting <that
32 is>

33 6. By renumbering, redesignating, and correcting
34 internal references as necessary.

KLEIN of Washington